

GODLEWSKI V. ALVEAR, No. 3:24—CV—00344 (JKM)  
DEFS.' MOT. TO DISMS.

# EXHIBIT “G”



COMMONWEALTH OF  
PENNSYLVANIA

COUNTY OF LACKAWANNA

To any authorized person:

In the name of the Commonwealth of Pennsylvania, you are commanded to take into custody

(Name): Phillip Godlewski  
(Address): 430 Capugan Street  
Scranton, PA 16508

If the defendant be found in said Commonwealth, and bring the defendant before us at Mag. Ravich Phillip  
(Address): 438 Chew Street  
Scranton PA 16503

to answer the Commonwealth or Lack Co. DA's office  
(Political Subdivision)

upon the complaint or citation of Sgt. Sgt. AS Ginet  
charging the defendant with CHAL

and further to be dealt with according to law, and for such purposes this shall be your sufficient warrant.

Witness the hand and official seal of the issuing authority on this 9 day of July, 1910

SEAL Phillip Godlewski  
(Signature)

Magisterial District No.: 45-3-04 Amount required to satisfy sentence:

Citation No.:            Fine: \$             
Docket No.:            Costs: \$             
Other: \$            Total: \$           

Amount needed to satisfy collateral: \$           

Reason for warrant: FEWNY

C-417-51



RETURN WHERE DEFENDANT  
IS FOUND

By authority of this warrant           , 19           

☐ I took into custody the within named           

☐ He is now at liberty on bail posted before           

☐ In the            jail

☐ before you for disposition.

☐ I accepted a guilty plea and collected           

\$            for fine and costs.

☐ I accepted a not guilty plea and collected \$            for collateral.

☐ I accepted the fine and costs due in the amount of \$           

(Signature of Officer - Name & Title)

RETURN WHERE DEFENDANT  
IS NOT FOUND

After careful search, I cannot find the within named defendant

SIGNATURE           

NAME           

TITLE           

WARRANT OF ARREST

WARRANT CONTROL NO.:           

DOCKET NUMBER:           

COMMONWEALTH  
OF  
PENNSYLVANIA

VS

Phillip Godlewski

OFFENSE DATE           

CHARGE           

I acknowledge that I am voluntarily and knowingly pleading guilty. I pay to the officer the fine and costs stated in the warrant in the amount of \$           

(Defendant's Signature)

I acknowledge that I am voluntarily and knowingly pleading not guilty. I paid to the officer the collateral for my appearance at trial stated in the warrant in the amount of \$           

(Defendant's Signature)

Officer's costs:

Warrant           

Miles @            \$           

Commitments           

Miles @            \$           


Conveying to hearing           

Miles @            \$           

Total           

ST 0623

ORIGINAL

COMMONWEALTH OF PENNSYLVANIA COUNTY OF: Lackawanna				POLICE CRIMINAL COMPLAINT COMMONWEALTH OF PENNSYLVANIA	
Magisterial District Number: 45-3-64		DEFENDANT:		VS. (NAME and ADDRESS):	
MDJ: Hon. Magistrate Laura Furlong		Phillip		Godlewski	
Address: 400 Church Street Scranton, PA 18508		430 Cayuga Street Scranton, PA 18508			
Telephone: OLD FORGE PA 18508					

NOIC Extradition Code type			
<input checked="" type="checkbox"/> 1-Felony Full	<input type="checkbox"/> 4-Felony No Ext.	<input type="checkbox"/> B-Misdemeanor Limited	<input type="checkbox"/> E-Misdemeanor Surrounding States
<input type="checkbox"/> 2-Felony Ltd.	<input type="checkbox"/> 5-Felony Pend.	<input type="checkbox"/> C-Misdemeanor Surrounding States	<input type="checkbox"/> D-Misdemeanor No Extradition
<input type="checkbox"/> 3-Felony Surrounding States	<input type="checkbox"/> A-Misdemeanor Full		
<input type="checkbox"/> Distance: _____			

DEFENDANT IDENTIFICATION INFORMATION					
RACE <input checked="" type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	ETHNICITY <input type="checkbox"/> Hispanic <input checked="" type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown	Docket Number	Date Filed 07/09/2010	OTN/LiveScan Number L5705980	Complaint/Incident Number 10-8397
DOB 06/26/1983		POB			
Add'l. DOB		SSN		Add'l. SSN	
GENDER <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female		AKA			
HAIR COLOR <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> BLK (Black) <input type="checkbox"/> BLU (Blue) <input checked="" type="checkbox"/> BRO (Brown) <input type="checkbox"/> GRN (Green)		<input type="checkbox"/> RED (Red/Aubn.) <input type="checkbox"/> BLN (Blonde / Strawberry) <input type="checkbox"/> PLE (Purple) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> SDY (Sandy) <input type="checkbox"/> XXX (Unk./Bald)		EYE COLOR <input type="checkbox"/> GRN (Green) <input type="checkbox"/> BLK (Black) <input type="checkbox"/> BLU (Blue) <input checked="" type="checkbox"/> HAZ (Hazel) <input type="checkbox"/> MAR (Maroon) <input type="checkbox"/> UNK (Unknown)	
SID:		Expires: 06/27/2011		WEIGHT (lbs.)	
Request Lab Services? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO		License Number 26468953		DNA	
State PA		DNA Location		Height	
Finger Number		MNU Number		Finger Number	
Fingerprint Class (Location)					

DEFENDANT VEHICLE INFORMATION					
Plate #	State	Hazmat <input type="checkbox"/>	Registration Sticker (MM/YY)	Comm'l Veh. Ind. <input type="checkbox"/>	School Veh. <input type="checkbox"/>
VIN	Year	Make	Model	Style	Color

Office of the attorney for the Commonwealth ☒ Approved ☐ Disapproved because: \_\_\_\_\_  
(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

(Name of the attorney for the Commonwealth) \_\_\_\_\_ (Signature of the attorney for the Commonwealth) \_\_\_\_\_ (Date) 7/9/10

I, Det Mancuso/Leri Offo McGovern/Derenick (Name of the Affiant)	10/13 MO30200D/MO11086A PSP/MP/OTC - Assigned Affiant ID Number & Badge #
of Lackawanna County District Attorney (County Department or Agency Represented and Political Subdivision)	PA0352800 (Police Agency ORT Number)
do hereby state: (check appropriate box)	
1. <input checked="" type="checkbox"/> I accuse the above named defendant who lives at the address set forth above <input type="checkbox"/> I accuse the defendant whose name is unknown to me but who is described as _____	
<input type="checkbox"/> I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe	
with violating the penal laws of the Commonwealth of Pennsylvania at [410-414] (Subdivision Code) (Place/Political Subdivision)	
In Lackawanna County [35] on or about January 2008-Present (County Code)	



# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 07/09/2010	OTN/LiveScan Number: 6570598-0	Complaint/Incident Number: 10-8397
Defendant Name:	First: Phillip	Middle:	Last: Godlewski

The acts committed by the accused are described below with each Act of Assembly or statute violated, if appropriate :  
(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.)

Indicate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
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Lead?	Offense# 1	Section 3122.1	Subsection	PA Statute (Title) 18 901	Counts 1	Grade F-2	NCIC Offense Code	UCR/NIBRS Code 02B
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PennDOT Data (If applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description/Acts of the accused associated with this Offense:

PACC 3122.1 Statutory Sexual Assault F2

IN THAT, on or about January 2008- present, THE DEFENDANT, Phillip GODLEWSKI did engage in sexual intercourse with minor child [REDACTED], while said person being under the age of 16 years, four or more years younger and not being married to the actor, in violation of Section 3122.1 of the PA Crimes Code. (Felony 2nd degree)

To wit: The defendant, GODLEWSKI, did engage in sexual intercourse with a female which he knew to be under the age of 16 years beginning in 2008 to present.

Indicate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
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Lead?	Offense# 2	Section 3123	Subsection (a)(7)	PA Statute (Title) 18 901	Counts 1	Grade F-2	NCIC Offense Code	UCR/NIBRS Code 170
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PennDOT Data (If applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description/Acts of the accused associated with this Offense:

PACC 3123(a)7 Involuntary Deviate Sexual Intercourse F1

IN THAT, on or about January 2008 to present, THE DEFENDANT, Phillip GODLEWSKI did engage in deviate sexual intercourse per os or per anus with minor child [REDACTED], while said person being less than 16 years of age, four or more years younger and not being married to Phillip GODLEWSKI, in violation of Section 3123(a)(7) of the PA Crimes Code. (18 P.S. 3123(a)(7) - Felony 1st)

To wit: The defendant, GODLEWSKI, did engage in sexual intercourse, however slight penetration, with a minor female 15 years of age.

Indicate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
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Lead?	Offense# 3	Section 3125	Subsection (a)(8)	PA Statute (Title) 18 901	Counts 1	Grade F-2	NCIC Offense Code	UCR/NIBRS Code 170
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PennDOT Data (If applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description/Acts of the accused associated with this Offense:

PACC 3125(a)(8) Aggravated Indecent Assault F2

IN THAT, on or about January 2008-present, THE DEFENDANT, Phillip GODLEWSKI did engage in penetration, however slight, of another, namely, minor female child [REDACTED], while said person being under the age of 16 years, four or more years younger and not married to GODLEWSKI, with a part of GODLEWSKI's body for any purpose other than good faith medical, hygienic or law enforcement procedures, in violation of Section 3125(a)(8) of the PA Crimes Code. (18 P.S. 3125(a)(8) - Felony 2nd)

To wit: The defendant, GODLEWSKI, did engage in penetration, however slight, with minor female child [REDACTED]



# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 07/09/2010	OTN/LiveScan Number C5705980	Complaint/Incident Number 10-8397
Defendant Name	First: Phillip	Middle:	Last: Godlewski

The acts committed by the accused are described below with each Act of Assembly or statute violated, if appropriate :  
(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
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<input type="checkbox"/>									
Lead?	Offense/	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
	PennDOT Data (If applicable)	Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone		
Statute Description/Acts of the accused associated with this Offense:									

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
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<input type="checkbox"/>									
Lead?	Offense/	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
	PennDOT Data (If applicable)	Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone		
Statute Description/Acts of the accused associated with this Offense:									

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
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<input type="checkbox"/>	3	3125	(a)(8)	Offense	PA Crimes Code	1	F-2		170
Lead?	Offense/	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
	PennDOT Data (If applicable)	Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone		
Statute Description/Acts of the accused associated with this Offense: under the age of 16 years old.									

# **POLICE CRIMINAL COMPLAINT**

Docket Number:	Date Filed: 07/09/2010	OTN/LiveScan Number: 15705980	Complaint/Incident Number: 10-8397
Defendant Name:	First: Phillip	Middle:	Last: Godlewski

The acts committed by the accused are described below with each Act of Assembly or statute violated, if appropriate :  
 (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
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<input type="checkbox"/> 4	6318	(a) (1)	18	1	F-1		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NOIC Offense Code UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description/Acts of the accused associated with this Offense:

6318. Unlawful contact with a minor.

(a) Offense defined.-A person commits an offense if he is intentionally in contact with a minor for the purpose of engaging in an activity prohibited under any of the following, and either the person initiating the contact or the person being contacted is within this commonwealth.  
 (1) Any of the offenses enumerated in Chapter 31 (relating to sexual offenses).

To wit: The defendant, GODLEWSKI, did engage in sexual contact with a minor female child namely [REDACTED] under the age of 16 years.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
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<input type="checkbox"/> 5	4952	(a)(2)	18	1	F-2		260
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NOIC Offense Code UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description/Acts of the accused associated with this Offense:

PACC 4952(a)(2) Intimidation of Witnesses or Victims

IN THAT, on or about January 2008-present, THE DEFENDANT, Phillip GODLEWSKI, with intent to or with knowledge that his conduct would obstruct, impede, impair, prevent or interfere with the administration of criminal justice, did intimidate or attempt to intimidate any witness or victim, namely, thomas NEZLO and [REDACTED] to give any false or misleading information or testimony relating to the commission of any crime to any law enforcement officer, prosecuting official or judge, in violation of Section 4952(a)(2) of the PA Crimes Code. (18 P.S.4952(a)(2) - grading)

GRADING:

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
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<input type="checkbox"/> 6	7512	(a)	18	0	F1		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NOIC Offense Code UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description/Acts of the accused associated with this Offense:

PACC 7512. Criminal use of communication facility F1

IN THAT, on or about January 2008-present, the DEFENDANT, Phillip Godlewski did use a communication facility to commit, cause or facilitate the commission or the attempt thereof of any crime which constitutes a felony under this title or under the act of April 14, 1972 (P.L.233, No.64), known as The Controlled Substance, Drug, Device and Cosmetic Act.

To wit: The defendant, GODLEWSKI, did use cell phone and Internet communications to facilitate the sexual intercourse with a female which he knew to be under the age of 16 years beginning in 2008 to present.

# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 07/09/2010	OTN/LiveScan Number L590548-0	Complaint/Incident Number 10-8397
Defendant Name:	First: Phillip	Middle:	Last: Godlewski

The acts committed by the accused are described below with each Act of Assembly or statute violated, if appropriate ;  
(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.)

Inchoate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code
<input type="checkbox"/>							
PennDOT Data (If applicable)	Accident Number			<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		
Statute Description/Acts of the accused associated with this Offense:							

Inchoate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code
<input type="checkbox"/>	5	4952	(a)(2)	for the PA Crimes Code	1	F-2	260
PennDOT Data (If applicable)	Accident Number			<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		
Statute Description/Acts of the accused associated with this Offense:							
<p>1. The offense is a felony of the degree indicated in paragraphs (2) through (4) if:</p> <p>I. The actor employs force, violence or deception, or threatens to employ force or violence, upon the witness or victim or, with the requisite intent or knowledge upon any other person.</p> <p>II. The actor offers any pecuniary or other benefit to the witness or victim or, with the requisite intent or knowledge, to any other person.</p> <p>III. The actor's conduct is in furtherance of a conspiracy to intimidate a witness or victim.</p>							

Inchoate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code
<input type="checkbox"/>							
PennDOT Data (If applicable)	Accident Number			<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		
Statute Description/Acts of the accused associated with this Offense:							



# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 07/09/2010	OTN/LiveScan Number: L5765980	Complaint/Incident Number: 10-8397
Defendant Name:	First: Phillip	Middle:	Last: Godlewski

The acts committed by the accused are described below with each Act of Assembly or statute violated, if appropriate :  
(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.)

Inchoate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A	
<input type="checkbox"/>			of the					
Lead?	Offense/	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
	PennDOT Data (If applicable)	Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description/Acts of the accused associated with this Offense:								

Inchoate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A	
<input type="checkbox"/>	5	4952	(a)(2)	of the	PA Crimes Code 1	F-2		260
Lead?	Offense/	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
	PennDOT Data (If applicable)	Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description/Acts of the accused associated with this Offense: iv. The actor accepts, agrees or solicits another to accept any pecuniary or other benefit to intimidate a witness or victim. v. The actor has suffered any prior conviction for any violation of this section or any predecessor law thereto, or has been convicted, under any Federal statute or statute of any other state, of an act which would be a violation of this section if committed in this State. 2. The offense is a felony of the first degree if a felony of the first degree or murder in the first or second degree was charged in the case in which the actor sought to influence or intimate a witness or victim as								

Inchoate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A	
<input type="checkbox"/>			of the					
Lead?	Offense/	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
	PennDOT Data (If applicable)	Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description/Acts of the accused associated with this Offense:								





# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 07/09/2010	OTN/LiveScan Number: 15785980	Complaint/Incident Number: 10-8397
Defendant Name:	First: Phillp	Middle:	Last: Godlewski

The acts committed by the accused are described below with each Act of Assembly or statute violated, if appropriate :  
(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.)

Inchoate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A	
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
			of the					
PennDOT Data (if applicable)	Accident Number				<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		
Statute Description/Acts of the accused associated with this Offense:								

Inchoate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A	
Lead?	Offense# 5	Section 4952	Subsection (a)(2)	PA Statute (Title) of the	Counts 1	Grade F-2	NCIC Offense Code	UCR/NIBRS Code 260
PennDOT Data (if applicable)	Accident Number				<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		
Statute Description/Acts of the accused associated with this Offense: specified in this subsection. 3. The offense is a felony of the second degree if a felony of the second degree is the most serious offense charged in the case in which the actor sought to influence or intimidate a witness or victim as specified in this subsection. 4. The offense is a felony of the third degree in any other case in which the actor sought to influence or intimidate a witness or victim as specified in this subsection. 5. Otherwise the offense is a misdemeanor of the second degree.								

Inchoate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A	
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
			of the					
PennDOT Data (if applicable)	Accident Number				<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		
Statute Description/Acts of the accused associated with this Offense:								

# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 07/09/2010	OTN/LiveScan Number: L5705980	Complaint/Incident Number: 10-8397
Defendant Name:	First: Phillip	Middle:	Last: Godlewski

The acts committed by the accused are described below with each Act of Assembly or statute violated, if appropriate :  
 (Set forth a *brief* summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.)

Indicate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A	
<input type="checkbox"/>								
Lead?	Offense/	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
	PennDOT Data (If applicable)	Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description/Acts of the accused associated with this Offense:								

Indicate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A	
<input type="checkbox"/>	5	4952	(a)(2)	PA Crimes Code	1	F-2	260	
Lead?	Offense/	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
	PennDOT Data (If applicable)	Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description/Acts of the accused associated with this Offense:								
To wit: The defendant, GODLEWSKI, did instruct the victim to have her tell law enforcement all the conversations they had between them were fake. GODLEWSKI told the victim she is the only one who can get him out of this. The defendant did tell the witness to contact the victim to get their stories straight.								

Indicate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A	
<input type="checkbox"/>								
Lead?	Offense/	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
	PennDOT Data (If applicable)	Accident Number			<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone	
Statute Description/Acts of the accused associated with this Offense:								



# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 07/09/2010	OTN/LiveScan Number: 15105980	Complaint/Incident Number: 10-8397
Defendant Name:	First: Phillip	Middle:	Last: Godlewski

The acts committed by the accused are described below with each Act of Assembly or statute violated, if appropriate :  
(Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
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<input type="checkbox"/> 7	6301	(a)(1)	of the PA Crimes Code	1	M-1		230
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description/Acts of the accused associated with this Offense:  
PACC 6301 (a)(1) Corruption of Minors

IN THAT, on or about January 2008-present, THE DEFENDANT, Phillip GODLEWSKI, being 18 years of age and upwards, did corrupt or tend to corrupt the morals of the victim, [REDACTED] a minor under the age of 18 years, by engaging in acts of sexual intercourse, or aided, abetted, enticed or encouraged a minor in the commission of a crime or knowingly assisted or encouraged such minor in violating his/her parole or court order, in violation of Section 6301(a)(1) of the PA Crimes Code, M-1

To wit: The defendant, GODLEWSKI, did engage in sexual intercourse with a minor child victim under the age of

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
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<input type="checkbox"/> 8	3126	(a)(8)	of the PA Crimes Code	1	M-1		170
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description/Acts of the accused associated with this Offense:  
PACC 3126(a)(8) Indecent Assault M2

IN THAT, on or about January 2008-present, THE DEFENDANT, Phillip GODLEWSKI, did have indecent contact with the complainant and/or did cause the complainant to have indecent contact with the person, and/or intentionally caused the complainant to come into contact with seminal fluid, urine or feces for the purpose of arousing sexual desire in the person or the complainant, namely, [REDACTED] while said person being under the age of 16 years, four or more years younger and not married to the actor, in violation of Section 3126(8) of the PA Crimes Code, (18 P.S. 3126(8) - Misdemeanor-2nd)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
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<input type="checkbox"/>				of the			
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description/Acts of the accused associated with this Offense:



# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: 07/09/2010	OTN/Livespan Number: 1516548-0	Complaint/Incident Number: 10-8397
Defendant Name:	First: Phillip	Middle:	Last: Godlewski

The acts committed by the accused are described below with each Act of Assembly or statute violated, if appropriate :  
 (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated.)

Inchoate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
<input type="checkbox"/>	7	3301	(a)(1)	Offense	PA Crimes Code 1	M-1	230
Lead?	Offense/	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code UCR/NIBRS Code
PennDOT Data (If applicable)	Accident Number				<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone
Statute Description/Acts of the accused associated with this Offense: 16 years.							

Inchoate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
<input type="checkbox"/>	8	3126	(a)(8)	Offense	PA Crimes Code 1	M-1	170
Lead?	Offense/	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code UCR/NIBRS Code
PennDOT Data (If applicable)	Accident Number				<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone
Statute Description/Acts of the accused associated with this Offense: To Wit: The defendant, GODLEWSKI, did have Indecent contact with the minor female child under the age of 16 years.							

Inchoate Offense:	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	<input type="checkbox"/> A1 (Engaging)	<input type="checkbox"/> A2 (Aiding)	<input type="checkbox"/> B (Knowledge)	<input type="checkbox"/> Permitting (Title 75 Only) 75 1575 A
<input type="checkbox"/>				Offense			
Lead?	Offense/	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code UCR/NIBRS Code
PennDOT Data (If applicable)	Accident Number				<input type="checkbox"/> Safety Zone		<input type="checkbox"/> Work Zone
Statute Description/Acts of the accused associated with this Offense:							

# ADP POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filled: 07/09/2010	OT/LL/Scan Number: C5 70598-0	Complaint/Incident Number: 10-8397
Defendant Name:	First: Phillip	Middle:	Last: Godlewski

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 P.S. § 4904) relating to witness falsification to authorities.
- This complaint is comprised of the preceding Page, as well as the attached pages that follow, numbered \_\_\_\_\_ through \_\_\_\_\_, specifying offenses and Participants, if any.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Acts of the Assembly, or in violation of the statutes cited. (Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

July 9, 2010  
 Date: 7/9/10  
 Signature of Affiant: [Signature]

AND NOW, on this date: 7/9/10 I certify that the complaint has been properly completed and verified.  
 An affidavit of probable cause must be completed before a warrant can be issued.

45-3-04  
 (Registered District Court Number)  
[Signature]  
 (Issuing Authority)



# CRIMINAL COMPLAINT

Docket Number	Date Filed 07/09/2010	OTM# / Case Number L5705987	Complaint / Document Number 10-8397
First: Phillp		Middle:	Last: Godlewski

## AFFIDAVIT of PROBABLE CAUSE

Your affiant, Detective Michelle Mancuso, has been employed by the Lackawanna County District Attorney's Office since February of 2004. Prior to this service your affiant was employed by the Arizona State Police as a Highway Patrol Officer and a narcotics detective serving on the Southwest Border Alliance Federal Task Force. Most of the time has been spent in the general criminal investigations unit within the county. These duties included assisting local, state and other county law enforcement agencies. Your affiant is currently assigned to the Lackawanna County District Attorney's Office, Special Victims Unit. Your affiant has been involved in investigations of child abuse and child neglect as a Lackawanna County Detective. As a Lackawanna County Detective, your affiant is empowered to apply for, obtain, and serve search warrants, make seizures and arrests in the course of investigations into the violations of various laws of the Commonwealth. Your affiant has attended Child Death and Injury Investigation training provided by the PATC (Public Agency Training Council). Your affiant is currently a member of the Internet Crimes Against Child Taskforce (ICAC) and the Pennsylvania State Police Computer Crimes Unit.

Detective Leri has been a Detective with The Lackawanna County District Attorney's Office since July of 2009.

Detective Leri has a Bachelor of Science Degree in Computer Security from East Stroudsburg University. Affiant Leri was formerly employed as a Computer Forensic Analyst with the New York State Police. He is a member of the Pennsylvania State Police Area II Computer Crime Task for and Pennsylvania Internet Crimes Against Children Task Force (ICAC) Detective Leri has received the following training from the Internet Crimes Against Children's Task Force; Investigative Techniques, Undercover Certification and Advanced training in Peer to Peer file sharing as it related to the online victimization of children.

Detective Leri also has received the following training as it related to computer operating systems and computer forensics:

Proficient in Computer Forensics (EnCase, Forensic Toolkit, Sleuth Kit, Fat32, NTFS, iPhone forensics, mobile devices), C++, C# and Visual Basic, Operating Systems, Cryptography, Networking, Digital Evidence Seizure/Analysis and Legal Issues in Computer Security  
 NSTISSI 4011 - National Training Standard for Information System Security Professionals certificate  
 CNSS 4012 - National Assurance Standard for Senior System Managers certificate  
 CNSSI 4015 - National Standard for System Certifiers certificate

I, Det Mancuso/Leri Ofc McGovern/Derenick, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

Sworn to me and subscribed before me this 9 day of July, 2010  
Phillp, Magisterial District Judge

My commission expires Next Monday of January, 2012

SEAL

# CRIMINAL COMPLAINT

Docket Number:	Date Filed: 07/09/2010	OTM/LeScan Number: 15 7059870	Complaint Number: 10-8397
First Name: Phillip	Middle:	Last: Godlewski	

## AFFIDAVIT of PROBABLE CAUSE

On March 19, 2010 I met with [REDACTED] at the Children's Advocacy Center to conduct a forensic interview. [REDACTED] came to the CAC with her mother and father. A physical exam was also scheduled for that day.

The interview with [REDACTED] began with a few tears by [REDACTED]. [REDACTED] stated she had disclosed some person things that she has been involved with to her mother Linda. [REDACTED] stated she was very upset talking about this situation.

[REDACTED] stated she had been involved in a sexual relationship with Phillip GODLEWSKI. She stated he was a realtor and they met while he was the baseball coach at Riverside High School in 2008. She told me she started talking to GODLEWSKI about the suicide of her boyfriend Joe. [REDACTED] stated she was having a hard time dealing with the loss and he helped her cope with the situation.

[REDACTED] stated the relationship developed into a sexual one during 2008. She stated they were involved in oral and vagina sexual intercourse. She stated it started happening in his vehicle.

On June 15, 2010 this case was handed over to the District Attorney's Office from Taylor Police due to jurisdictional issues.

Between June 9 and 11, 2010 investigators attempted to contact Phillip GODLEWSKI at his place of employment. Several messages were left for him asking him to contact investigators as soon as possible. On June 11, 2010 GODLEWSKI called Det. Mancuso and informed her that he was represented by an attorney from Harrisburg and GODLEWSKI stated he was advised not to talk to me. I contacted the Harrisburg attorney and asked him to contact me after he has had time to talk with GODLEWSKI as of date I have not heard back from the Harrisburg attorney.

On July 5, 2010 Det. Mancuso left a business card at 430 Cayuga Street in Scranton for Dorl Gallagher. There was no response on that date.

On July 6, 2010 Det. Mancuso once again left a business card at the residence of Dorl Gallagher requesting her to call me at her convenience. This detective received a phone message from GODLEWSKI asking my intentions with Dorl. I did not respond to the phone message.

I, Det Mancuso/Leri Offc McGovern/Derenick, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

Sworn to me and subscribed before me this 9th day of July, 2010.  
[Signature]  
 Date July 9, 2010, Magisterial District Judge  
 My commission expires first Monday of January, 2012

SEAL

# CRIMINAL COMPLAINT

Block Number	Date Filed: 07/09/2010	Civil Case Number: 15705980	Complaint Number: 10-8397
Block Number	First: Philip	Middle:	Last: Godlewski

## AFFIDAVIT of PROBABLE CAUSE

On July 7, 2010 Detective Chris Kolcharno was driving past 430 Cayuga Street to check and see if there was any activity at the house and he saw Dorl Gallagher getting into her vehicle. At this time Detective Kolcharno approached her and asked her if she would be willing to come to the DA's office and talk to Detective's Leri and Mancuso. She agreed to and came into the office. Our intentions with Dorl were to see if she had any additional information regarding the relationship with GODLEWSKI and [REDACTED]. Dorl Gallagher stated she knew what was going on and did not believe any of the accusations against GODLEWSKI. Dorl stated she is engaged to GODLEWSKI and believes he has no contact with [REDACTED] and never had a sexual relationship with him. Gallagher told us the only thing Phil did wrong was falling for a younger girl, and that didn't make him a predator.

On July 7, 2010, due to new information surfacing regarding this case, [REDACTED] was re-interviewed at the DA's Office. Consistent with the request made by GODLEWSKI, [REDACTED] demanded investigators drop the case because she said she was just lying. Det. Mancuso informed [REDACTED] just wanted to talk to her about a few things that had happened between her and NEZLO and GODLEWSKI. [REDACTED] began crying and saying she just wanted to forget everything that happened.

[REDACTED] said she has not had contact with either NEZLO or GODLEWSKI since March. I explained to her I had access, through legal process, to see all phone records including texts and emails on numerous phones involved in this case. [REDACTED] then told me she has been keeping in contact with GODLEWSKI through a throw away phone he keeps with him while at work. She stated to me he has been contacting her while he was at work. Recently [REDACTED] stated he told her he was broken up with Dorl and was living with his parents in Taylor. He told [REDACTED] this detective left her business card at his parent's house in Taylor. The both cards were left at the 430 Cayuga Street address. [REDACTED] blurted out to this detective how much of a liar GODLEWSKI is. [REDACTED] confirmed the relationship between her and GODLEWSKI began in approximately 2008 while he was at the Riverside School District as an employee of that school.

Throughout the forensic analysis of the cell phones and computers performed by Cpl Derek Fozard of the Pennsylvania State Police and Detective Justin Leri of the Lackawanna County DA's Office, thousands of text messages from GODLEWSKI to the victim were retrieved. These texts messages contained conversations of sexual encounters, exchanges of gifts and a brand new vehicle for the victim. Such texts contained dialogue similar to these texts to follow:

I, Det Mancuso/Leri Ofc McGovern/Derenlok, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

Sworn to me and subscribed before me this 9 day of July, 2010.  
Philip, Magisterial District Judge  
 My commission expires first Monday of January, 2012

SEAL





# CRIMINAL COMPLAINT

Booklet Number:	Date Filed: 07/09/2010	OTM LiveScan Number: 570598-0	Complaint/Incident Number: 10-8397
	First: Phillip	Middle:	Last: Godlewski

## AFFIDAVIT of PROBABLE CAUSE

On 02/25/2010 at 2235 GMT time Phillip GODLEWSKI 570-780-4567 stated to victim [REDACTED] "I just want you to see that I really care about you, and not your body or our sex. Maybe that's the only way I can"

On 02/25/2010 at 2238 GMT GODKLEWSKI states "I need you [REDACTED], I need you more than anything in my life. I'm going to do everything I can to be with you as soon as I possibly can" and "you're my drug and I'm addicted." "To quote a dear friend, Sigh."

On 02/28/2010 at 1922 GMT GODLEWSKI states "The only way we'd ever be sexually satisfied is if we did it like 4-5 times a day"

On 03/06/2010 at 2208 GMT, GODLEWSKI "I hate my penis, ldk why the fuck that happens. You looked so good and were giving incredible head than BOOM, gone. Like wtf."

GODLEWSKI typed a 2 page day log with times and entries. GODLEWSKI then gave this log to the victim. The day log includes a detailed account of his activities and thoughts throughout the day. The following are excerpts from the log:

10:14 realized that you're only 15, but quickly stopped caring

10:34 got sad cuz we can't officially "go out". I just want everyone to know that I love you<3

11:39 I just pulled [REDACTED] hair from my crotch are. hahahah!!!

2:56 should we get a Jacuzzi suite? Hmm

3:56 why can't you be 21

5:28 why are we so compatible? I'm 10 years older than you . hmm

I, Det Mancuso/Leri Ofc McGovern/Derenlok, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

Sworn to me and subscribed before me this

day of

July, 2010

Date

Phillip

Magistrate District Judge

My commission expires first Monday of January,

2010

SEAL

Name

Phillip G. Gilewski

Case No.

12 Cr 2613GUILTY PLEA COLLOQUY

You are present before this Court because you or your lawyer has stated that you wish to plead guilty to some or all of the criminal offenses with which you have been charged. Please answer fully all of the questions on this document. If you do not understand any question, do not answer that question. If you do understand the question, you should answer "yes" or "no", or fill in another appropriate answer.

This is a sworn statement. After you have finished reading this form and filling it out, you should sign it on the last page, on the line that says "Defendant." You should also initial each page at the bottom, but only if you have read and have understood that page. If there is anything that you do not understand, you should tell your lawyer and the judge who hears your case, so that they can explain it to you fully, to make sure you understand all of your rights.

Most of these questions can be answered "yes" or "no." Where general information is requested, please answer fully.

1. What is your full name? Phillip Gilewski
2. Do you wish to plead guilty to the charges of Rape 1st Degree of Minors as laid out in criminal action \_\_\_\_\_?  
Yes
3. How old are you? 27
4. How far did you go in school? College grad.
5. Do you read and write the English language?  
Yes
- 5(a). Have you had an opportunity to read the charges pending against you? Yes
- 5(b). Therefore, do you know exactly what you are charged with and what you are pleading to? Yes
6. Have you ever been in a mental institution or received treatment for a mental disease? No
7. Have you had any alcoholic beverages or drugs within the last 24 hours? No
8. Have you fully discussed your case with your attorney and are you fully satisfied that he knows all the facts of your case and has had sufficient time to look into any questions either he or you may have about your case? Yes

CERTIFIED  
FROM THE RECORD D

MAY 26 2023

CLERK OF JUDICIAL RECORDS  
MAURI B. KELLY

ST 3797

8(a). Are you satisfied with your attorney? yes.

9. Do you understand that even though you are guilty or may be guilty, you are presumed innocent and have a right to go to trial either before a judge or before a jury of 12 individuals and the Commonwealth must prove to the satisfaction of each and every one of the 12 jurors or to the satisfaction of the judge that you are guilty beyond a reasonable doubt? yes.

9(a). Do you understand that you and your attorney have a right to participate in the selection of a jury? \_\_\_\_\_

10. Do you understand that if you want to go to trial your attorney will be permitted to cross-examine the Commonwealth's witnesses and to call witnesses on your behalf, but if you plead guilty, you will lose the right to call witnesses or to cross-examine the Commonwealth witnesses? yes.

11. Do you understand that by pleading guilty you are admitting that you did things you are charged with and that if you plead not guilty, the Commonwealth cannot force you to take the stand and either admit or deny that you did the things you are charged with? yes.

12. Do you understand that by pleading guilty you are giving up your right to appeal any question in this case except for those concerning the right of this court to try you (jurisdiction over the subject matter) or the legality or propriety of the sentence imposed? yes.

13. State specifically in detail any plea agreement with the District Attorney.  
Plea to Common Law of Miconas, Agreed sentence 3 months  
Home on Probation to 23 months.  
All other counts dismissed

13(a) Has the District Attorney made any other promises to you in exchange for your guilty plea other than what is mentioned above? No.

13(b) Have you been threatened or coerced in any manner to enter this guilty plea? No.

13(c) Are you entering this guilty plea of your own free will after discussing the merits of your case with your attorney? yes.

14. Do you understand that the Court is not bound by the agreement you made with the District Attorney?  
yes.



15. Do you understand that the maximum penalty to the charges you are pleading guilty to is

5 Yrs / \$7,500?

15(a) If you are pleading guilty to more than one charge, do you understand that the judge may impose consecutive sentences? N/A

If the answer to the preceding question is "yes", state the mandatory sentence that may be imposed on you.

N/A

15(b) Do you understand that certain crimes carry mandatory minimum penalties? N/A

Did your attorney advise you that any mandatory penalties apply to your case? N/A

If you answered "yes", please state the mandatory provisions that apply to your case.

N/A

16. The elements of the crime charged are as follows:

Being of the age of 14 or older by the act committed of  
being the driver of the vehicle of a person

16(a) Do you understand these are the elements of the crimes charged that you are pleading to? Yes

17. The District Attorney indicates this is what you did on the date of the crime charged:

\_\_\_\_\_  
\_\_\_\_\_

18. Do you admit that you did the above stated act? Yes

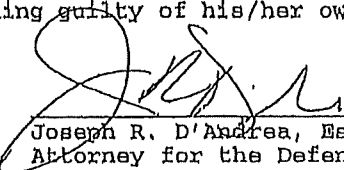
19. Understanding the full meaning of the plea of guilty as stated above, do you still wish to plead guilty? Yes

I affirm that I have read the above document in its entirety and have reviewed it with my attorney. I affirm that I am aware of the full implications of pleading guilty and nevertheless wish to plead to the specified offense(s). I further affirm that my signature on this Guilty Plea Colloquy and initials on each page of this document are true and correct.

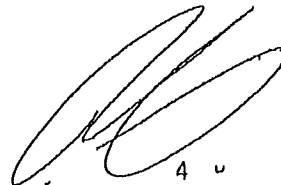
Richard Shalinski  
DEFENDANT

I, Joseph R. D'Andrea, Esquire, attorney for

Phil Gulluski, state that I have advised my  
client of the contents and meanings of the document; it is  
my belief that he/she fully comprehends the implication of  
pleading guilty and is pleading guilty of his/her own free  
will.

  
Joseph R. D'Andrea, Esquire,  
Attorney for the Defendant

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